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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/838,652
	Filing Date	04/19/2001
	First Named Inventor	David Kyle
	Art Unit	2152
	Examiner Name	Trong Nguyen
	Attorney Docket Number	TT4390
Total Number of Pages in This Submission		3

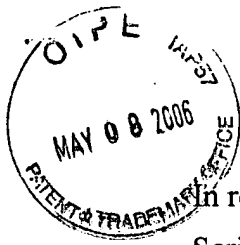
ENCLOSURES (Check all that apply)		
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<div>Remarks</div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Winstead Sechrest & Minick P.C.		
Signature			
Printed name	Robert A. Voigt, Jr.		
Date	05/03/2006	Reg. No.	47,159

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Appeal Brief-Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature			
Typed or printed name	Toni Stanley	Date	05/03/2006

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- 1 -

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Kyle et al.

Serial No.: 09/838,652

Filed: April 19, 2001

Group Art Unit: 2152

Before the Examiner: Nguyen, Trong

Title: DETERMINING LOGON STATUS IN A BROADBAND
NETWORK SYSTEM AND AUTOMATICALLY
RESTORING LOGON CONNECTIVITY

RESPONSE TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF

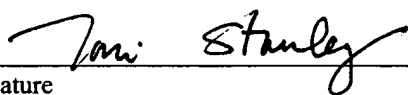
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notification of Non-Compliant Appeal Brief having a mailing date of April 4, 2006, with a time for response set to expire on May 4, 2006, Appellants respond as follows:

CERTIFICATION UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence (along with any item referred to as being enclosed herewith) is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on 5-3 2006.


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Toni Stanley
(Printed name of person certifying)

The Examiner asserts that Appellants' Second Appeal Brief contains the incorrect date for the mailing of the final office action as indicated in section IV. Appellants have amended the Second Appeal Brief (referred to as the "Amended Second Appeal Brief") by changing the indicated year of the final office action from 2004 to 2005. Accordingly, Appellants respectfully assert that the Amended Second Appeal Brief is in compliance and respectfully request the Examiner to withdraw the notice of non-compliance.

It is noted that the Amended Second Appeal Brief has been filed with the Board of Patent Appeals and Interferences.

Respectfully submitted,

WINSTEAD SECHREST & MINICK P.C.

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